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SUPREME COURT, U. S.

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MICHAEL RODAK, JR., CLERK

IN THE

Supreme Court of the United States

OCTOBER TERM, 1973

No. 73-687

TELEPHONE USERS ASSOCIATION, INC.,
Petitioner,

v.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA

and

THE CHESAPEAKE AND POTOMAC TELEPHONE COMPANY,
Respondents.

On Petition for Writ of Certiorari to the District of Columbia Court of Appeals

January
1974

Arthur S. Curtis
Counsel for T.U.A.,Inc.
(Petitioner)
816 National Press Bldg.
Washington,D.C.20004

In this case, in which Petitioner challenges the legality of a one percent tax on utilities, the money being obtained by a rate increase in telephone bills to cover the one percent, and thereafter being paid to the District of Columbia earmarked for use to pay an increase in teachers' salaries, the Petitioner was denied standing to sue upon the authority of the companion case, No. 73-686.

Therefore, Petitioner adopts the arguments contained in 73-686, and moves this court to grant certiorari or, more pointedly, to reverse both cases summarily.

Respectfully submitted,

Arthur S. Curtis, counsel for Petitioner 816 National Press Bldg., D.C. 20004

FILED APR 30 1973

Brenda L. Stein
Clerk

District of Columbia
Court of Appeals

No. 7126 JANUARY TERM, 19 73

TELEPHONE USERS ASSOCIATION, INC.,
Petitioner,

v.

PUBLIC SERVICE COMMISSION OF THE DISTRICT OF COLUMBIA,
Respondent.

THE CHESAPEAKE AND POTOMAC TELEPHONE COMPANY,
Intervenor.

BEFORE: Fickling, Kern and Yeagley, Associate Judges.

O R D E R

On consideration of the motion of intervenor, The Chesapeake and Potomac Telephone Company, to dismiss the petition of appeal on the ground that petitioner lacks standing to appeal, and of the record on appeal herein, it is

ORDERED that intervenor's aforesaid motion be granted and this cause is hereby dismissed.

PER CURIAM.